



CITY OF HAYWARD
AGENDA REPORT

AGENDA DATE 03/06/01
AGENDA ITEM 2
WORK SESSION ITEM _____

TO: Mayor and City Council

FROM: City Clerk

SUBJECT: An Ordinance of the City Council of Hayward Adding Article 10 to Chapter 5 of the Hayward Municipal Code Relating to Waste Reduction and Recycling Requirements for Construction and Demolition Debris

RECOMMENDATION:

It is recommended that the City Council adopt the attached Ordinance.

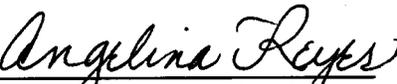
BACKGROUND:

The ordinance was introduced at the February 27th meeting of the City Council with the following vote:

AYES: Council Members: Jimenez, Hilson, Rodriquez, Ward, Dowling, Henson
Mayor: Cooper
NOES: Council Members: None
ABSENT: Council Members: None

The ordinance was published in the Hayward Daily Review on March 3, 2001. Adoption at this time is therefore appropriate.

Prepared by:


Angelina Reyes, City Clerk

Approved by:


Jesús Armas, City Manager

PUBLIC NOTICE OF AN INTRODUCTION OF AN ORDINANCE BY THE
CITY COUNCIL OF THE CITY OF HAYWARD

AN ORDINANCE OF THE CITY COUNCIL OF HAYWARD ADDING ARTICLE 10 TO CHAPTER 5 OF THE HAYWARD MUNICIPAL CODE RELATING TO WASTE REDUCTION AND RECYCLING REQUIREMENTS FOR CONSTRUCTION AND DEMOLITION DEBRIS

THE CITY COUNCIL OF THE CITY OF HAYWARD DOES ORDAIN AS FOLLOWS:

Section 1. The following provisions are hereby adopted and added to Chapter 5 of the Hayward Municipal Code as Article 10:

ARTICLE 10 - CONSTRUCTION AND DEMOLITION DEBRIS WASTE REDUCTION AND RECYCLING REQUIREMENTS

- Section 5-10.01 PURPOSE
- Section 5-10.02 DEFINITIONS
- Section 5-10.03 THRESHOLDS FOR COVERED PROJECTS
- Section 5-10.04 NON-COVERED PROJECTS
- Section 5-10.05 COMPLIANCE AS CONDITION OF APPROVAL
- Section 5-10.06 SUBMISSION OF DEBRIS RECYCLING STATEMENT
- Section 5-10.07 REVIEW OF DEBRIS RECYCLING STATEMENT
- Section 5-10.08 SUBMISSION OF A COMPLETED SUMMARY REPORT
- Section 5-10.09 WEIGHING OF C&D DEBRIS
- Section 5-10.10 DETERMINATION OF COMPLIANCE
- Section 5-10.11 CITY'S RIGHTS TO MONITOR AND INSPECT
- Section 5-10.12 SUPPORTING DOCUMENTATION
- Section 5-10.13 TARGETED MATERIALS
- Section 5-10.14 APPEALS
- Section 5-10.15 PENALTY

Section 2. If any section, subsection, subdivision, paragraph, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional, invalid, or ineffective by any court of competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portions of this Ordinance or any part hereof. The City Council hereby declares that it would have passed each section, subsection, subdivision, paragraph, sentence, clause and phrase of this Ordinance irrespective of the fact that one or more of them would be declared unconstitutional or invalid. To this end, the provisions of this Ordinance are declared to be severable.

Section 3. In accordance with the provisions of Section 620 of the City Charter, this ordinance shall be effective 30 days from and after the date of its adoption.

Introduced at a regular meeting of the Hayward City Council held February 27, 2001, the above-entitled ordinance was introduced by Council Member Hilson.

This ordinance will be considered for adoption at the next meeting of the Hayward City Council, to be held on March 6, 2001, at 8:00 p.m., in the Council Chambers, 777 B Street, Hayward, California. Copies of the full text of this ordinance are available for examination by the public in the Office of the City Clerk, 777 B Street, Hayward Public Main Library, 835 "C" Street, or the Weekes Branch Library, 27300 Patrick Avenue.

DATED: March 3, 2001

ANGELINA REYES
CITY CLERK OF THE
CITY OF HAYWARD